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StanleyBolten (16 posts)



Fri May 12, 2017, 12:16 AM

Righthaven lawsuit victim, wrongfully convicted, and forced to sue under FOIA to prove innocence

Brian D. Hill was formerly a Righthaven, LLC lawsuit victim in 2010 as reported by the Las Vegas Sun and New York Times. He fought back by going to the media and writing unfavorable things about Righthaven on different blogs and places. Then he had a lawyer fight for him to have his case dismissed with prejudice.

I needed to post this here, since DU was formerly a Righthaven lawsuit victim but prevailed. You and Brian both fought back against Righthaven instead of just settling the case. Brian is now a victim of a rogue and wrongful criminal prosecution. He was framed and not allowed to prove his innocence. You can feel that what he was accused of was wrong, but he still has a right to prove his innocence otherwise American courts will continue convicting innocent people as well as guilty people.

In 2012-2014, Brian became a victim of political corruption by some messed up people within the U.S. Department of Justice. Brian was indicted, kangaroo courted into a guilty plea by the Federal Public Defender of Greensboro, NC, and then wrongfully convicted and forced to serve a sentence of Federal Probation.

The whole purpose of convicting Brian D. Hill was to shut down USWGO Alternative News, similar tactic as Righthaven, LLC, that having a Federal Court convict him places the Defendant under conditions such as he

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cannot use the internet without permission, and even if he got permission if he posts anything against the Government then he can go to prison and have his Probation revoked.

Brian got sick and tired of being convicted for a crime that he was framed on, so he started filing a Freedom of Information Act request from the U.S. Attorney Office in Greensboro via the Executive Office for U.S. Attorneys, and got some various documents from the agency.

However other documents and records were allegedly covered up so Brian filed Affidavits and other documentation, and files a FOIA lawsuit with DVD video attachment, yes he actually filed a Video DVD with the Clerk's Office on a Pro Se basis.

It is currently being served by the U.S. Marshals service to the Government.

It will be interesting to see if he does prove a "cover up" by the U.S. Attorney Office. This can actually give him the right to a new trial and further evidence that can demonstrate that he is factually innocent of the crime, as federal prosecutors have absolutely no need to cover up evidence in cases of guilt aka open and shut criminal cases.

He even cited in his federal lawsuit that it is a felony to cover up, conceal, or destroy certain records to influence a federal investigation or case. If this has merit then the U.S. Attorney Office in Greensboro, NC, may go under investigation which could lead up to 20 years in federal prison for any offenders in that office.

You can also check out his lawsuit and complaint from FOIA Project:

http://foiaproject.org/case_detail/?title=on&style=foia&case_id=30760

Note: The Federal Judge, that is very strict against Pro Se filers that don't have an Attorney, has granted Brian's requests in his complaint and seems to be working towards Brian possibly being able to prove in Federal Court that the U.S. Attorney Office has engaged in possibly criminal behavior of obstruction of justice. If this lawsuit prevails then Brian may be able to use this as well as other evidence elements to attempt to overturn his conviction on affirmative defense of frame up, aka actual innocence.

<http://www.prlog.org/12636162-uswgo-news-brian-hill-has-sued-the-us-department-of-justice-under-foia.html>

WASHINGTON - April 27, 2017 - PRLog -- Brian D. Hill, formerly of USWGO Alternative News, has decided to sue the U.S. Department of Justice and the Executive Office for United States Attorneys earlier than anticipated. I had just received an email with the Docket filing and documents, from Brian's mother. It is exactly what I had expected would come from Mr. Hill.

He is suing the Justice Department under the Freedom of Information Act (FOIA) accusing them of blatant misconduct, and is asking for "Declaratory and Injunctive Relief". It is claimed under Declaration, as well as other relevant evidence, shows a major possibility that the former U.S. Attorney Ripley Rand of Greensboro, North Carolina, and Assistant U.S. Attorney Anand Prakash Ramaswamy, may have covered up case records that would help to prove the innocence of Mr. Hill.

Without access to the criminal case discovery evidence, which Mr. Hill has a Constitutional due process right to under U.S. Supreme Court case Brady v. Maryland, he cannot prove a factual claim of innocence to his criminal conviction.

In effect, the U.S. Attorney Office in Greensboro, NC, and AUSA Ramaswamy is preventing Brian from proving his actual innocence, and they want to keep him wrongfully convicted as a felon for as long as possible.

The purpose of the FOIA lawsuit is to compel discovery and get his lost Brady rights to be restored to him, that his court appointed lawyers denied him until he falsely took the guilty plea agreement. Those two lawyers were Assistant Federal Public Defender Eric David Placke, and Attorney John Scott Coalter. Brian brought up allegations alleging that Mr. Coalter threatened or made a veiled threat to destroy or dispose of Brian's criminal case discovery evidence and has worked against him in every aspect of trying to prove his Innocence.

It will be interesting to see what the Department of Justice will do to try to prevent Brian from proving his actual innocence. Will they do far worse to him than with Amanda Knox, Ryan Ferguson, Howard Dudley, and others.

<http://archive.org/details/HillvEOUSA>

New activity (as of May 6, to May 8):

The Federal Judge granted plaintiff's MOTION to Proceed In Forma Pauperis.

Now that means that the U.S. Marshals have to serve the Government with Brian's complaint.

Also Brian has done another filing asking to subpoena his ex court appointed lawyer from his criminal case since his own freaking lawyer is refusing to give the discovery evidence of his case to his own client, and has threatened to destroy the discovery papers. This is all on Affidavit and other exculpatory evidence. Brian pushed for the Judge to ask the Clerk to sign the subpoena and serve with that lawyer.

<https://archive.org/download/HillvEOUSA/Document> 3-ORDER from Judge to proceed IFP.pdf - ORDER from Federal Judge granting Plaintiff's IFP motion

<https://archive.org/download/HillvEOUSA/Document> 4-Motion To Subpoena Attorney.pdf - Motion under Rule 45 to subpoena Attorney John Scott Coalter

<https://archive.org/download/HillvEOUSA/Document> 4-1-Declaration Of Exhibits Supporting Motion.pdf - Declaration of Exhibits in attachment to this Motion

Exhibit 1:

<https://archive.org/download/HillvEOUSA/Document> 4-2-Exhibit 1.pdf

Exhibit 2:

<https://archive.org/download/HillvEOUSA/Document> 4-3-Exhibit 2.pdf

Exhibit 3:

<https://archive.org/download/HillvEOUSA/Document> 4-4-Exhibit 3.pdf

Exhibit 4:

<https://archive.org/download/HillvEOUSA/Document> 4-5-Exhibit 4.pdf

Exhibit 5:

<https://archive.org/download/HillvEOUSA/Document> 4-6-Exhibit 5.pdf

Exhibit 6:

<https://archive.org/download/HillvEOUSA/Document> 4-7-Exhibit 6.pdf

Unsigned Subpoena:

<https://archive.org/download/HillvEOUSA/Document> 4-8-Unclassified Subpoena.pdf

Envelope Motion contained within:

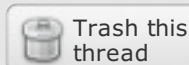
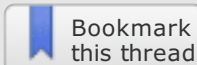
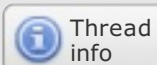
<https://archive.org/download/HillvEOUSA/Document> 4-9-Envelope.pdf

2017-05-08: Summons Issued as to Executive Office for United States Attorneys, United States Department Of Justice and U.S. Attorney. (Attachments: # 1 USM-285 Forms)(Original Summons, original USM-285 Forms, copies of Complaint with Attachments, three copies of DVDs identified on Docket Sheet as Exhibit 10 to Document 2 and copy of Order to Proceed Without Prepaying Fees or Costs were overnighted using two-day delivery to USMS for service.)(mlh)

Here is the proof that he was a victim of Righthaven:

<http://www.nytimes.com/2011/05/03/business/media/03righthaven.html>

<https://vegasinc.com/business/legal/2011/may/20/allegedly-fabricated-press-release-issue-righthave/>



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▼ 26 replies

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📄 Maybe Wired or Las Vegas Sun?	Melissa827	May 12	#5
📄 Message auto-removed	Name removed	May 12	#2
📄 My daughter :(StageActorSteve	May 12	#3
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📄 Thanks for your suggestion!	Keithwebman	May 16	#14
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📄 Message auto-removed	Name removed	9 min ago	#24
📄 Wtf?	uppityperson	7 min ago	#25
📄 Message auto-removed	Name removed	2 min ago	#26
📄 Update!	Rebecca7	29 min ago	#21
📄 thanks	Peter712	21 min ago	#22

StanleyBolten (16 posts) 📄 📄 📄 📄

Response to [StanleyBolten \(Original post\)](#)

1. mainstream media needs to cover this or lawyers need to help him

Fri May 12, 2017, 12:27 AM

Sorry if I am having to resort to using a prlog article, but no media wants to touch the subject because of the subject matter of his charge.




Brian wants to prove his innocence but isn't being allowed to, already treated as if he is guilty before he was even arraigned.

He has Autism, and yes that is no excuse to any criminal allegation, but rather his Autism caused him to give a false confession to the crime that he didn't commit. That is the issue but no lawyer seems to want to prove his innocence or they are being told not to help him. Whatever the case may be, he should have the right to prove his innocence.

Look at Ryan Ferguson, Amazon Knox, Howard Dudley, a few examples of wrongfully convicted people.

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Melissa827 (5 posts)    

Response to [StanleyBolten \(Reply #1\)](#)

Fri May 12, 2017, 09:39 PM

5. Maybe Wired or Las Vegas Sun?

Here are some media suggestions.

You could try calling news reporters from Las Vegas Sun or Wired, maybe Boing Boing?





There isn't much I can do. Nonetheless, I think that this issue does need more attention. There are too many people in by state that were thrown in prison, and decades later were found to be innocent.

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Response to [StanleyBolten \(Original post\)](#)

StageActorSteve (2 posts)    

Response to [StanleyBolten \(Original post\)](#)





Fri May 12, 2017, 09:20 PM

3. My daughter :(

My daughter has also filed a FOIA request to prove innocence, and somebody from the FBI lied to her and refused to give her any documents.

I don't understand why people aren't allowed to prove their innocence.

The Freedom of Information Act is meant to correct things, it is meant to hold corruption accountable as ruled by the U.S. Supreme Court.

StageActorSteve (2 posts)    

Response to [StanleyBolten \(Original post\)](#)

Fri May 12, 2017, 09:25 PM

4. I hope that he prevails





I hope that he prevails in his lawsuit.

Nobody deserves to sit in prison for a crime not committed.

It's like people don't care anymore.

People look at all of those in Jail as, "Well, you must have done something to end up here." People just want to think every person in Jail is guilty when the Innocence Project and college students are finding more and more wrongful criminal convictions in Courtrooms across the country.

I don't know if FOIA can really work as a vehicle for due process, but something has to be done to correct an injustice.

Melissa827 (5 posts)    

Response to [StanleyBolten \(Original post\)](#)

Fri May 12, 2017, 09:58 PM

6. Look at Howard Dudley's story!

Comment: This is awful. Look what they did to him. He was in prison for 23 years for a crime that he did not commit. What happened to Brian was nothin, compared to what had happened to Dudley. Makes me sick! ;'('

<http://www.newsobserver.com/news/local/crime/article63564927.html>

Cut from a news piece protected under Fair Use under the Copyright Act, and I make a comment on a excerpt.

After 23 years in NC prison, Howard Dudley embraces his freedom

"The only thing I had to fight with was the truth," he said.

Read more here: <http://www.newsobserver.com/news/local/crime/article63564927.html#storylink=cpy>

People didn't want him to clear his name either, he likely got censored, blackballed, stigmatized, tortured, beaten up, and this is supposed to be justice for what he was falsely accused of. Makes me cry.

"I want my name cleared," Dudley said. "These type of charges are very bad charges. I didn't commit any of these acts. I need healing, and so does Amy."

Read more here: <http://www.newsobserver.com/news/local/crime/article63564927.html#storylink=cpy>

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BobFox1 (3 posts)    

Response to [Melissa827](#) (Reply #6)

Fri May 12, 2017, 10:16 PM

7. Unlocking the truth






What happened to Mr. Dudley was a horrible tragedy.

Then of course there was Ryan Ferguson's show unlocking the truth. He was courageous to have a TV show on MTV about the wrongfully convicted that were ignored by the media and blackballed.

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Keithwebman (5 posts)    

Response to [BobFox1](#) (Reply #7)

Sat May 13, 2017, 12:36 AM

9. it is horrible



it is horrible what has happened to Howard. I've heard that even though the Court has no confidence in his conviction which means that he cannot be treated as guilty, he is innocent because of the evidence, and yet he still hasn't received a full pardon of innocence. It is deeply sad.

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BobFox1 (3 posts)    

Response to [BobFox1 \(Reply #7\)](#)

Wed May 17, 2017, 01:55 AM

16. Ryan?



Should Ryan Ferguson and the Innocence Project take on Brian's case?

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Keithwebman (5 posts)    

Response to [StanleyBolten \(Original post\)](#)

Fri May 12, 2017, 10:50 PM





8. somebody get him a lawyer ASAP!



Somebody needs to get this man a lawyer, ASAP!

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Keithwebman (5 posts)    

Response to [Keithwebman \(Reply #8\)](#)

Sat May 13, 2017, 01:39 AM

10. He needs a media platform





He needs not just a lawyer, but a fucking media platform.

He needs a news reporter to cover his ongoing federal lawsuit. He needs a media outlet that is willing to cover this case.

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★ **Hortensis** (15,031 posts)    

Response to [Keithwebman \(Reply #10\)](#)

Sat May 13, 2017, 10:33 AM




11. There are influential journals that do, The Atlantic,



NY Magazine, others. Mother Jones on line is influential and does a lot of these, often reporting several victims in one article, where NY Mag might do five pages on one case.

If they feel it's time for coverage of an issue, they do preliminary investigation of whatever story(ies) have caught their attention, and if a story passes that muster investigate further.

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MLKfan (2 posts)    Response to [Hortensis \(Reply #11\)](#)

Sun May 14, 2017, 11:12 PM

12. Martin Luther King Jr. was in Jail too

The media needs to investigate this but they simply refuse to when they hear of the subject matter of Brian's charge, they refuse to investigate or even look at the case. That was why the corrupt people framed Brian and set him up for his federal charge because they knew no media will ever cover this when they hear of the "subject matter" of his charge.

He was involved in politics and Righthaven went after him. DU had posts in 2011 about him being a Righthaven victim.

https://www.democraticunderground.com/discuss/duboard.php?az=view_all&address=102x4867206




https://www.democraticunderground.com/discuss/duboard.php?az=view_all&address=102x4782255

DU users debated about Brian being a victim of a copyright infringement lawsuit and he was only living off of SSI.

Same case in his criminal case. I am sure many here may first assume that he is guilty when they first glance at his charge, but those willing to do private detective work, investigating this will have many reasonable doubts leading in favor towards actual innocence.

Martin Luther King Jr. was jailed for his beliefs and being involved in peaceful activism, although the cops didn't set him up, but these days they would probably plant a few hundred files on his computer and the whole world would turn on him as they did with Michael Jackson.

With cops being caught with CP files, what if one of those that were caught had set some suspect's up?

[Back to top](#) [Alert abuse](#) [Link here](#) [Permalink](#)[Reply to this post](#)**MLKfan** (2 posts)    Response to [Hortensis \(Reply #11\)](#)

Sun May 14, 2017, 11:19 PM

13. Righthaven faces PR problem in suit against N.C. man(20 yr old with autism)

Two years later he was raided by Mayodan Police, he has no criminal history before that, has no complaints history, has no vehicle that he is registered, no drivers license, and yet he is all of the sudden some threat to society in August 2012 according to Detective Robert Bridge and Mayodan Police to which Detective Bridge's sister is confirmed to works for the District Attorneys Office according to Facebook records and public office and court records.

Righthaven faces PR problem in suit against N.C. man(20 yr old with autism)

One of the Righthaven LLC copyright infringement lawsuits over the Denver Post "TSA enhanced pat-down" photo has turned into a public relations debacle for Las Vegas-based Righthaven.

Defendant Brian D. Hill of the North Carolina-based website uswgo.com has been telling his story to The Associated Press, North Carolina and Virginia television stations and to Colorado media outlets.

He's often portrayed as a sympathetic victim of Righthaven with Hill, 20, saying in his court response he can't afford to pay for a lawyer or Righthaven's \$6,000 settlement offer and that he has diabetes, hyperactive attention disorder and mild autism.





This man was a major threat to Righthaven.

Well if he gets hacked, framed with certain computer files, then his life is over, nobody will ever support him with such a heinous criminal charge over what was planted on his computer. 😞

If media reporters just don't want to cover this case because of the subject matter and him claiming innocence under multiple Affidavits, then anybody can plant illegal computers file on anybodies computers and into prison they go.

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Keithwebman (5 posts)    

Response to [Hortensis \(Reply #11\)](#)

Tue May 16, 2017, 06:44 PM

14. Thanks for your suggestion!






I can email Stanley or tweet to him about your suggestion.

Thanks for that!

Even if they don't cover this, the media can keep watch on this federal case and it needs to be kept in the spotlight.

Right now this FOIA lawsuit needs hundreds to thousands of people to monitor this case to prevent further judicial corruption against Brian.

Melissa827 (5 posts)    

Response to [StanleyBolten \(Original post\)](#)

Tue May 16, 2017, 11:33 PM



15. This is crazy

America really is going downhill with it's criminal justice system.

Why do we now have to sue for our criminal discovery if the Federal Prosecutors are scared that the Defendant will win?

America really has a "Guilty Plea Problem!"

<http://guiltypleaproblem.org/>

BobFox1 (3 posts)    





Response to [StanleyBolten \(Original post\)](#)

Thu May 18, 2017, 12:40 PM

17. has the Government been served yet?



Are there any updates on his case?

Melissa827 (5 posts)    

Response to [StanleyBolten \(Original post\)](#)

Fri May 19, 2017, 12:48 AM

18. Correct Links

I notice the links don't go to the documents, instead a 404 error, so here are the active and correct links to the documents for this FOIA case.

The Federal Judge granted plaintiff's MOTION to Proceed In Forma Pauperis.

Now that means that the U.S. Marshals have to serve the Government with Brian's complaint.

Also Brian has done another filing asking to subpoena his ex court appointed lawyer from his criminal case since his own freaking lawyer is refusing to give the discovery evidence of his case to his own client, and has threatened to destroy the discovery papers. This is all on Affidavit and other exculpatory evidence. Brian pushed for the Judge to ask the Clerk to sign the subpoena and serve with that lawyer.

<https://archive.org/download/HillvEOUSA/Document%203-ORDER%20from%20Judge%20to%20proceed%20IFP.pdf>

- ORDER from Federal Judge granting Plaintiff's IFP motion

<https://archive.org/download/HillvEOUSA/Document%204-Motion%20To%20Subpoena%20Attorney.pdf> - Motion under Rule 45 to subpoena Attorney John Scott Coalter

<https://archive.org/download/HillvEOUSA/Document%204-1-Declaration%20Of%20Exhibits%20SupportingMotion.pdf> - Declaration of Exhibits in attachment to this Motion

Exhibit 1:

<https://archive.org/download/HillvEOUSA/Document%204-2-Exhibit%201.pdf>

Exhibit 2:

<https://archive.org/download/HillvEOUSA/Document%204-3-Exhibit%202.pdf>

Exhibit 3:

<https://archive.org/download/HillvEOUSA/Document%204-4-Exhibit%203.pdf>

Exhibit 4:

<https://archive.org/download/HillvEOUSA/Document%204-5-Exhibit%204.pdf>

Exhibit 5:

<https://archive.org/download/HillvEOUSA/Document%204-6-Exhibit%205.pdf>

Exhibit 6:

<https://archive.org/download/HillvEOUSA/Document%204-7-Exhibit%206.pdf>

Unsigned Subpoena:

<https://archive.org/download/HillvEOUSA/Document%204-8-Unsigned%20Subpoena.pdf>

Envelope Motion contained within:

<https://archive.org/download/HillvEOUSA/Document%204-9-Envelope.pdf>

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Response to [StanleyBolten \(Original post\)](#)

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Response to [StanleyBolten \(Original post\)](#)

★ [uppityperson](#) (109,322 posts)    

Response to [Post removed \(Reply #20\)](#)

23. Wtf?

Wed May 24, 2017, 10:54 PM



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Response to [uppityperson](#) (Reply #23)

★ **uppityperson** (109,322 posts)    

Response to [Name removed](#) (Reply #24)

Wed May 24, 2017, 11:06 PM

25. Wtf?







It's the new CC thread!

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Response to [uppityperson](#) (Reply #25)

Rebecca7 (1 post)    

Response to [StanleyBolten](#) (Original post)

Wed May 24, 2017, 10:44 PM

21. Update!



I found out that the U.S. Marshals have successfully served the summons and over 140 pages of evidence (incl. the evidence video DVD) with the U.S. Attorney Office of Roanoke Virginia, the Executive Office for U.S. Attorneys, and the U.S. Department of Justice.

Now the Feds are on notice that Brian wants to pursue his right to prove his actual innocence, even if he risks a perjury charge for his false guilty plea agreement on June 10, 2014.

If any lawyers wish to help him, you should track down his phone number in his public filings and contact him. Lawyers need to come to his aid for his ultimate goal of proving his innocence.

Here are the filings links for the summons successfully served by Deputy Marshals that have done the right thing. They have taken part in enforcing what our law should stand for, and that is protecting our rights to file lawsuits (even if we are poor) to protect our Constitutional rights to prove innocence when accused of a crime.

Court filings: <https://archive.org/details/HillvEOUSA>

Docket Sheet for May 19, 2017: <https://archive.org/download/HillvEOUSA/Docket-May-19-2017.pdf>

Summons to be served:

<https://archive.org/download/HillvEOUSA/Document%205-Summons%20Filled%20Out%20By%20Federal%20Court%20Clerk.pdf>

<https://archive.org/download/HillvEOUSA/Document%205-1-Process%20Receipt%20And%20Return%20By%20USMS.pdf>

U.S. Deputy Marshals successfully did their duty and served the summons and evidence with the U.S. Department of Justice people:





<https://archive.org/download/HillvEOUSA/Document%206-Service%20Return%20For%20USMS%20On%20US%20Attorney.pdf>

<https://archive.org/download/HillvEOUSA/Document%207-Service%20Return%20For%20USMS%20On%20US%20DOJ.pdf>

<https://archive.org/download/HillvEOUSA/Document%208-Service%20Return%20For%20USMS%20On%20EOUSA.pdf>

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Peter712 (1 post)    

22. thanks

Response to [Rebecca7](#) (Reply #21)

Wed May 24, 2017, 10:52 PM



thanks for keeping us up to date.

People need to take a look at this case.

When people hear certain words, they don't want to help those victims prove innocence.

What we need is justice right now. To call it wrongful conviction, doesn't really work as a popular catch phrase. Maybe you guys need to use the term "Justice for Brian" and maybe that will get more attention.

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